

# Red Cliff Band of Lake Superior Chippewas

## REGULAR MONTHLY COUNCIL MEETING

November 7, 2011

9:00 a.m. Legendary Waters Buffalo Bay Grand Ballroom

Meeting called to order at 9:00 a.m. by Rose Soulier, Tribal Chairperson.

### ROLL CALL:

Rose Soulier, Present

Marvin Defoe, Present

Laura J. Gordon, Present

Jim Pete, Present

Jeanne Gordon, Present

Mike Gurnoe, Present

Joanne Peterson, Present

Bryan Bainbridge, Absent

Robert Bear, Present

Quorum

In attendance: Mark Montano, Director Tribal Operations, David Ujke, Tribal Attorney and community members.

### AGENDA

Marvin Defoe moved to approve amended agenda. Seconded by Jeanne Gordon. Motion carried.

Jeanne Gordon moved to go into Executive Session. Seconded by Mike Gurnoe. Motion carried.

Jim Pete moved to go into Regular Session. Seconded by Joanne Peterson. Motion carried.

Jim Pete moved to go with Thomas M. Jeffords for the position of Executive Director-Gaming Commission. Seconded by Joanne Peterson. Motion carried.

Marvin Defoe moved to go with the recommendation of James Meyer for the position of MIS Director. Seconded by Jeanne Gordon. Motion carried.

Jeanne Gordon moved to go with the recommendation of Johanna Wilson for the position of Administrative Assistant/Billing Clerk. Seconded by Joanne Peterson.

Marvin Defoe moved to go with the recommendation of Shaleena Demirkol for the position of Clinic Receptionist. Seconded by Laura J. Gordon. Motion carried.

Jim Pete moved to recess Tribal Council meeting. Seconded by Bryan Bainbridge. Motion carried.

Marvin Defoe called the Regular Tribal Council meeting back to order at 6:00 p.m. Rose Soulier was ill and will not be here.

#### **OPENING CEREMONY**

Opening ceremony was performed by Jim Pete.

#### **NATIVE TEAM WI US INDIGENOUS**

Recognition of Native Team WI US Indigenous games members. Participants came forward. Acknowledgement of 10 youth that participated from Red Cliff, \$200 Walmart gift cards were presented to the young adults by George Newago. Cake served. Looking forward to the 2015 Games and Red Cliff's participation.

#### **TRIBAL AMERICORPS**

Tribal AmeriCorps Final Report (TAP) Presentation by Bob Kovar & Jennifer Boulley. Bob Kovar from Marshfield Clinic is contracted to manage the Tribal AmeriCorps program. Kovar stated he was proud of Jennifer Boulley's outstanding work with the Red Cliff Community. Through her work a cash match of \$35,700 was earned for the community. In its second year here she has given back 3 times more funding than last year. Areas of concentration were: Doula services at clinic, mentoring, gardening, AODA abuse prevention, youth center (new), after school homework program, Red Cliff Junior Council, HIV grant that promoted education for Healthy Lifestyles, body image, & self-respect. Actively recruiting males and females with parent permission ages 15 and up.

#### **MINUTES**

Jim Pete moved to approve the minutes of October 3, 2011 with corrections. Seconded by Bryan Bainbridge. Motion carried.

Mike Gurnoe moved to approve the minutes of October 12, 2011 with corrections. Seconded by Laura J. Gordon. Motion carried.

Jeanne Gordon moved to approve the minutes of October 18, 2011 with corrections. Seconded by Joanne Peterson. Motion carried.

Jeanne Gordon moved to approve the minutes of October 24, 2011 with corrections. Seconded by Mike Gurnoe. Motion carried.

#### **COMMUNITY COMMENTS/ANNOUNCEMENTS**

The Elderly Hunt will be tomorrow Nov 8, 2011.

Jim mentioned that yesterdays St. Francis bizarre he had 5 or 6 people report compliment's to the LWRC staff. Someone should let LWRC know this.

#### **CASINO/HOTEL/EVENT CENTER UPDATE**

Ron Jack presented the update. Hazardous material grant for parking lot of \$152,000. Item 11 change order for \$213,000 but was giving it back. Meaning parking lot only cost \$61,000. We are not over budget.

The loan is in the amount of \$23.5M. We had the option to close Aug 11, 2011 but SMSN gave us the option to wait. Red Cliff has chosen to wait to close which will change our first payment from \$240,000 to \$204,000. Some items have to be spent in other areas where costs weren't as originally budgeted-some were over/under budget.

A Punch list will be completed by next week. Small items will be completed by end of next week.

Badger pool test along with the Water and Sewer Department tests showed same chlorine level as what was in the pool. Badger pool came to test however the pool had no chlorine in it, which meant testing was useless. Chlorine was added. Next day Badger returned to conduct test. Test read no chlorine.

Last week Water and Sewer conducted tests on water leakage. Original water test leak was found by campground and Taylor Woods corrected the leak. Assumed the leak was coming from the pool. Assurance of corrective action by Friday.

Reserve Fund: SMSN knows there are excess funds currently available. We haven't touched the money however if it is needed it is available.

#### **TREASURER MONTHLY REPORT**

Report submitted by Jim Pete

a. Mike Gurnoe moved to table the September 2011 Report to assure accuracy with the end of the FY 2011 expenditures. Seconded by Laura J. Gordon. Motion carried.

b. Jeanne Gordon moved to approval the Resolution **11/7/11A** pertaining to Office of the Special Trustee for American Indians. Seconded by Joanne Peterson. Motion carried.

c. Bryan Bainbridge moved to have Jim Pete bring information back to the finance team for review and then back to Tribal Council. Seconded by Joanne Peterson. Motion carried.

d. Update on the FEMA Trailers-Tabled until November 22, 2011 with update. No Motion

#### **OLD BUSINESS**

#### **NEW BUSINESS**

#### **LEASES**

Jim Pete moved to approve the Resolution **11/7/11B** lease moratorium formally belonging to Marlene Bolderoff. Seconded by Jeanne Gordon. Motion carried.

Jim Pete moved to approve the Resolution **11/7/11C** voluntary cancellation for Richard Topping Jr. residential lease. Seconded by Laura J. Gordon. Motion carried.

Jim Pete moved to approve the Sam Gurnoe lease to allow Sam to maintain the lease to its full expiration of 2026. Seconded by Laura J. Gordon. Discussion. Vice Chair asked for a hand count Jim Pete – Yes, Robert Bear – Opposed – Mike Gurnoe Abstained – Laura J. Gordon – Yes, Jeanne Gordon – Yes, Bryan Bainbridge – Yes, and Joanne Peterson – Yes. Motion Carried.

#### **EMPLOYEE HANDBOOK CHANGES**

Susie Gurnoe explained the changes to the handbook that all tribal employees with excess of 80 hours of comp time may carry this time over from one fiscal year to the next with supervisor approval; however the time must be taken within the first two pay periods of the next fiscal year. Joanne Peterson moved to approve the compensatory time in Employee Handbook. Seconded by Mike Gurnoe. Motion carried.

Laura J. Gordon moved to strike the sentence on page 19 last paragraph from the Employee Handbook stating “Any nonexempt employee working on a holiday is eligible for holiday pay and regular pay for the hours worked”. Seconded by Jeanne Gordon. Motion carried.

#### **BINGO COMMITTEE REQUEST**

Joanne Peterson moved to approve the request from Sue DePerry to become a Bingo Committee Member know as the Chequamegon Humane Association (C.H.A.). Seconded by Jeanne Gordon. Motion carried.

#### **2012 JOINT PROGRAM PLAN BETWEEN BAYFIELD CO SHERIFF’S OFFICE AND RED CLIFF BAND OF LAKE SUPERIOR CHIPPEWA**

Jeanne Gordon moved to approve the 2012 Joint Program Plan between Bayfield County Sheriff’s Office and Red Cliff Band of Lake Superior Chippewa and to authorize a conforming resolution in the event it’s necessary. Seconded by Bryan Bainbridge. Motion carried.

#### **2012 STATE GRANT APPLICATION**

Mike Gurnoe moved to approve the Resolution **11/7/11D** pertaining to application for support from the Wisconsin Office of Justice Assistance. Tribal Law Enforcement Services, for enhancing Red Cliff Law Enforcement efforts. Seconded by Jim Pete. Motion carried.

#### **RESOLUTION PERTAINING TO MUTUAL AIDE**

Dave Ujke gave the Council an update on the Mutual Aide; this has been a long two (2) year journey with the previous insurer. Red Cliff Police Department can be certified for mutual aid by purchasing insurance. Red Cliff Tribe will be the first Tribe to receive State recognition as a Law Enforcement agency and Mutual assistance eligibility under Wisconsin Statutes.

Jeanne Gordon moves to approve the Resolution **11/7/11E** pertaining to Tribal law Enforcement and State Recognition as a Law Enforcement Agency and Mutual Assistance Eligibility under Wisconsin Statutes. Seconded by Joanne Peterson. Motion carried.

## **HHS SECRETARY'S TRIBAL ADVISORY COMMITTEE**

Seeking alternate delegate for Bemidji Area-No nomination.

### **CHRISTMAS TURKEY GIVEAWAY**

\$8100 was spent last year on turkeys. Discussion: Where would the funds come from?

Suggested soliciting of local vendors. Chippewa Valley Bank offered \$225.00.

Jim Pete moved to approve to distribute for Christmas one turkey per household for Red Cliff Tribal Members in Bayfield and Ashland Counties first priority, then based on availability; non tribal member employees of the tribe. Seconded by Bryan Bainbridge. Motion carried.

### **RATIFY COUNCIL POLL**

Mike Gurnoe moved to ratify the Council poll of **10/19/11** Waving Property and Procurement Policy and to accept the Non-competitive proposal to excavate the ponds. Seconded by Jeanne Gordon. Motion carried.

Jeanne Gordon moved to ratify the Council poll of **10/19/11** to excavate ponds with Ken and Dale Excavating Inc. with a cap of \$39,500.00. Seconded by Joanne Peterson. Motion carried.

Laura J. Gordon moved to ratify Council poll of **10/20/11** a waiver for Tribovich and Nehls & Websters existing contracts to include additional work based on the prices of the Tribe's MOA for project BE-11-G47 with IHS. Seconded by Jim Pete. Motion carried.

Robert Bear moved to ratify Council poll of **10/31/11** approval of the Gravel Agreement and a waiver of the sealed bid process not to exceed 7,500 tons of  $\frac{3}{4}$  dense CABC in a stockpile of their own for use within in the next three (3) years. Seconded by Laura J. Gordon. Motion carried.

### **OTHER**

Nothing in other.

Jeanne Gordon moved to adjourn. Seconded by Mike Gurnoe. Motion carried.

Adjourned: 8:17 p.m.

Respectfully Submitted:



Jeannie Balber  
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary  
Red Cliff Tribal Council